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Art Unit: 1609
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Re: Applicants: Najem YAQUB et al.
Serial No.: 10/824,202
Filed: April 14, 2004
Title: CLEANSING COMPOSITION
Docket No.: 02662

Attached is an Election (2 pgs) for the above-referenced patent application.

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ATTORNEY DOCKET NO. 02662

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Examiner: Lukc E. Karpinski

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Patricia Blackwell

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

ELECTION

This is a response to the restriction requirement dated July 20, 2007. In order to conform to the request made by the Examiner, the Applicant provisionally elects Species II that the Examiner has designated as related to a non-ionic gelling agent. However, the Applicant respectfully traverses this election requirement. The Applicant disagrees with the need for an election in this matter. The claimed invention relates to a post-foaming cleansing composition comprising an anionic surfactant, a non-ionic gelling agent and a post-foaming agent. Accordingly, the three alleged species are all components of the same composition rather than alternative components. Accordingly, this election is improper.

Regarding the election made of Species II, the Applicant believes that all claims in the application encompass the elected species.